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8 YAN SONG

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN JOSE DIVISION

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13 UNITED STATES OF AMERICA,
14 Plaintiff,

NO. CR-05-00715-JF

15 **STIPULATION AND**
16 **[PROPOSED] ORDER TO CONTINUE**
17 **DETENTION HEARING**

18 vs.

19 YAN SONG, et.al.,

20 Defendant.

21 MICHAEL STEPANIAN, attorney for defendant YAN SONG, and EDWARD
22 TORPOCO, Assistant United States Attorney, hereby stipulate that the Detention Hearing for
23 Yan Song, currently scheduled for January 5, 2006 at 2:00 P.M. before the United States
24 Magistrate Judge Patricia Trumbull, be continued until February 1, 2006 at 11:00 A.M..

25 The Court hereby finds, as follows:

26 1. Taking into account the public interest in the prompt disposition of criminal cases,
27 continuing the Detention Hearing of Yan Song is pursuant to stipulation by both parties.

28 2. The ends of justice served by excluding the period from January 5, 2006 to February 1,
2006 outweigh the best interest of the public and the defendant, Yan Song, in a speedy trial. 18
U.S.C. § 3161(h)(8)(A).

1 Accordingly, and with the consent of the defendant, the Court hereby: (1) sets a Detention
2 Hearing for Yan Song for February 1, 2006 at 11:00 A.M. before this Court; and, (2) orders that
3 the period of time from January 5, 2006 to February 1, 2006 be excluded from the Speedy Trial
4 Act calculations under 18 U.S.C. § 3161(h)(8)(A) and (B)(ii) and (iv).

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7 IT IS SO STIPULATED.

8 DATED: December 30, 2005

/s/ Michael Stepanian
MICHAEL STEPANIAN
Attorney for Defendant
YAN SONG

10
11 DATED: December 30, 2005

/s/ Edward Torpoco
EDWARD TORPOCO
Assistant United States Attorney

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14 IT IS SO ORDERED.

15 DATED: December 31, 2005

Jan. 3, 2006

Patricia V. Trumbull
Hon. PATRICIA V. TRUMBULL
United States Magistrate Judge